

**CONTACT REPORT****DIVISION OF WATER RIGHTS****DIVISION PERSONNEL:**

Ron Duff, Permit &amp; License Unit

**SUBJECT:** P10067 (A11993) & ~~S4677~~**NAME:** South Tahoe PUD**Date:** 10-5-00**Time:****Personal:****Where:****Telephone:** X**Number:** (818) 244-0117**INDIVIDUAL(S)/AGENCY CONTACTED:**

Harold Morgan, Bookman-Edmonston Engineers, Consultant for South Tahoe Public Utility District (STPUD)

**CONVERSATION DESCRIPTION:**

Mr. Morgan called concerning the status of the STPUD's Permit 10067 (Application 11993) and a claim of pre-1914 appropriative water right covered by Statement 4677. These two water rights apparently cover year-round direct diversions totaling 4.5 cfs from Cold Creek tributary to Trout Creek thence Lake Tahoe. Statement 4677 covers 1.8 cfs, while Permit 10067 covers the remaining 2.7 cfs, for domestic, municipal, industrial, and fire protection uses.

Mr. Morgan indicated that the diversions works and treatment facilities have been mothballed or placed on standby basis for the last several years because STPUD relied on groundwater wells for its primary supply. However, the STPUD has been considering reactivating the Cold Creek diversions due to the recent problems with MTBE in the extracted groundwater. Because of the recent USEPA surface water treatment water rules for drinking water, the STPUD will be required to construct additional treatment facilities before any Cold Creek water can be used for municipal purposes.

Mr. Morgan had questions concerning the status of P10067. I informed him that all Lake Tahoe/Truckee River watershed water rights have been in "limbo" since the mid-1970's, pending resolution/quantification of the reserved water rights for the Pyramid Lake Tribe of Paiute Indians (Tribe). Notices mailed to water users in watershed in 1975 and 1976 indicate that the Tribe's case may result in loss of claim to all water by other users, including diversions under claim of pre-1914 appropriative, riparian, and overlying rights. Therefore, the STPUD will have to evaluate the risk of losing the rights prior to construction of any new treatment facilities. I informed him I could not locate any current status of the negotiations of the Truckee River Operating Agreement that reportedly may resolve the water supply issues in the Lake Tahoe/Truckee River watersheds.

I also informed Mr. Morgan that the fourth time extension for Permit 10067 expired on December 1, 1970. Protest and comments received on the petition for a fifth time extension imply that additional environmental review may be required (since the permit was issued in the pre-CEQA/NEPA period) that may result in additional permit terms and conditions (such as fish protection bypass flows in Cold Creek). The cost of environmental reviews/operational constraints will have to be considered for the economic viability of any Cold Creek diversions/treatment works.

I also informed Mr. Morgan that STPUD staff had a least one meeting with Larry Attaway and Jerry Johns of Division staff concerning the status of all STPUD water rights. I suggested that he should call Larry for additional information.

SURNAME	R. Duff 10/11/00			
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Copy: Larry Attaway

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

APR 20 PM 2:41

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

DIV. OF WATER RIGHTS  
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

OWNER OF RECORD: SOUTH TAHOE PUBLIC UTILITY DISTRICT

SOUTH TAHOE PUBLIC UTILITY DISTRICT  
1275 MEADOW CREST DR  
SOUTH LAKE TAHOE, CA 96150

STATEMENT NO: S004677



SOURCE: COLD CREEK  
TRIBUTARY TO: TROUT CREEK  
COUNTY: EL DORADO  
DIVERSION

TELEPHONE NUMBER:  
(916) 544-6474  
YEAR OF FIRST USE: 1913  
PARCEL NO:

WITHIN: SW¼ OF NE¼ SECTION 11, T12N, R18E, MB&M.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X; Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995													None
1996													None
1997													None

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Treatment plant has not operated since February 1992, due to the Surface Water Treatment Rule regulations. Plant will be demolished in 1999.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 13, 19 98 at South Lake Tahoe, California

SIGNATURE: Rick Hydrik

PRINTED NAME: Rick Hydrik  
(FIRST NAME) (MIDDLE INIT) (LAST NAME)

COMPANY NAME: South Tahoe Public Utility District

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

MADE JUNCTIVE  
4/22/98  
KRB



STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 004677

SOUTH TAHOE PUBLIC UTILITY DIST  
~~7/7/77/77/~~ 1275 Meadow Crest Drive  
SOUTH LAKE TAHOE, CA ~~95705~~ 96158

TELEPHONE NUMBER:  
(916) 544-6474

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: COLD CREEK

TRIBUTARY TO: TROUT CREEK

COUNTY: EL DORADO

DIVERSION

WITHIN: SW1/4 OF NE1/4 SECTION 11, T12N, R18E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts ☐ Gallons  
below are: ☐ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990	0	0	0	0	0	30.3	53.8	60.1	33.4	27.5	32.7	37.6	275.4
1991	34.5	30.5	3.4	0	.5	26.3	40.9	37.0	23.8	24.3	0	6.1	227.5
1992	9.7	5.4	0	0	0	0	0	0	0	0	0	0	15.1

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering \_\_\_\_\_

Domestic 27,000 permanent 65,000 peak (summer/tourist)

Other (specify) \_\_\_\_\_

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None.

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 7, 19 93, at South Lake Tahoe, California

Signature: 

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

S-4 677

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RIGHTS  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 MAY 24 PM 3:02

STATEMENT NO: S004677  
OWNER OF RECORD: SOUTH TAHOE PUBLIC UTILITY DISTRICT

SOUTH TAHOE PUBLIC UTILITY DISTRICT  
1275 MEADOW CREST DR  
SOUTH LAKE TAHOE, CA 96150

SOURCE: COLD CREEK  
TRIBUTARY TO: TROUT CREEK  
COUNTY: EL DORADO  
DIVERSION  
WITHIN: SW¼ OF NE¼ SECTION 11, T12N, R18E, MDB&M.

TELEPHONE NUMBER:  
(916) 544-6474  
YEAR OF FIRST USE: 1913  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X \_\_\_\_\_; Other (explain) Appropriate
- B. Year of first use (Please provide if missing above) \_\_\_\_\_.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Million Gallons ; ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	9.68	5.41											15.09
1993													None
1994													None

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic 30,000  
Other (specify) \_\_\_\_\_

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 5/19, 1995, at So. Lake Tahoe, California

SIGNATURE: Rick Hannan Hydrick

PRINTED NAME: Rick Hannan Hydrick

COMPANY NAME: South Tahoe Public Utility District

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- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. S004677

DIVERSION SITE:

OWNER'S NAME SOUTH TAHOE PUBLIC UTILITY DISTRICT

PARCEL NO. 80-020-03 (FIRST) (MIDDLE) (LAST)

PLACE OF USE:

OWNER'S NAME Same as above (FIRST) (MIDDLE) (LAST)

1. PARCEL NO. City of South Lake Tahoe
2. PARCEL NO. \_\_\_\_\_
3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER South Lake Tahoe Public Utility District  
NAME South Tahoe Public Utility District

(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 1275 Meadow Crest Drive  
South Lake Tahoe CA 96150  
(CITY) (STATE) (ZIP)

TELEPHONE NO. ( 916 ) 544- - 6474

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_ (FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. ( \_\_\_\_\_ ) \_\_\_\_\_ - \_\_\_\_\_

2. NAME \_\_\_\_\_ (FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. ( \_\_\_\_\_ ) \_\_\_\_\_ - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.



STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA  
(916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
STATEMENT NO: 004677

DIVERTER OF RECORD:

SOUTH TAHOE PUBLIC UTILITY DIST  
P O BOX AU  
SOUTH LAKE TAHOE, CA 95705

TELEPHONE NUMBER:  
(916) 544-6474

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: COLD CREEK

TRIBUTARY TO: TROUT CREEK

COUNTY: EL DORADO

DIVERSION

WITHIN: SW1/4 OF NE1/4 SECTION 11, T12N, R18E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☒ Million Gallons ☐ Acre-feet ☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1987	.00	.00	.00	.00	9.22	46.70	57.30	57.52	31.06	13.97	.00	6.91	222.68
1988	2.25	1.34	20.89	21.96	30.44	22.34	29.58	28.98	9.99	6.80	2.24	4.19	181.00
1989	6.04	7.90	1.08	.00	18.38	34.42	59.35	53.54	34.14	10.43	.41	.39	226.00

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering \_\_\_\_\_

Domestic 27,000 permanent 65,000 peak (summer/tourist)

Other (specify) \_\_\_\_\_

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None.

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 25, 1990, at South Lake Tahoe, California

Signature: Rick Hyndick

JUL 2 1990 KSN

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Appropriation of Water in California"

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
STATEMENT OF WATER DIVERSION AND USE

S 4677

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water TAHOE SOUTHSIDE WATER UTILITY  
Address P. O. Box 3038, South Lake Tahoe, Calif. 95705

B. Name of body of water at point of diversion Cold Creek  
Tributary to Trout Creek

C. Place of diversion SE 1/4 of NW 1/4 Section 11, Township 12N, Range 18E, MD. B&M,  
El Dorado County, or locate it on sketch of section grid on reverse side with regard to section lines or  
prominent local landmarks.

D. Name of works Cold Creek Reservoirs

E. Capacity of diversion works  
Capacity of storage reservoir 8,560,000 cubic feet per second  
State quantity of water used each month in gallons or acre-feet MILLION gallons per minute  
acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1967	21.0	21.0	16.9	21.2	6.4	14.0	39.0	39.1	28.6	25.2	25.4	26.2	284.0

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as  
acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 1967-284,356,700 gallons

Minimum annual water use in recent years 1960-52,734,700 gallons

Type of diversion facility: gravity ☒, pump

Method of measurement: weir, flume, electric power meter, water meter ☒, estimate

F. Purpose of use (what water is being used for) Domestic and Fire Protection

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
South Shore Lake Tahoe, California Side

H. Year of first use as nearly as known Prior to 1914

I. Name of person filing statement C. B. Daniel  
Position Manager Organization TAHOE SOUTHSIDE WATER UTILITY  
Address P. O. Box 3038, South Lake Tahoe, Calif. 95705

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed January 7, 1969

Signature C. B. Daniel

See Instructions on Reverse Side

WRCB 40 (12-67)

16250-487 11-67 1000 0 GSP

6-615-02-00-0